## BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

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INTELLECTUAL PROPERTY LAW 12400 WILSHIRE BOULEVARD, 7th FLOOR LOS ANGELES, CA 90025 FACSIMILE: (714) 557-3347
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### FACSIMILE COVER SHEET

Deliver to: Nguyen, Cao H., USPTO	Art Group:2173				
Facsimile No.: <u>703-872-9306</u>	Date: November 21, 2005				
From: William W. Schaal, Reg. No.	39,018				
Our Docket No.: 80398P364	Number of pages 30_including this sheet.				
Application No.: <u>09/696,402</u>	Filing Date: 10/24/2000				
Enclosed are the following documents:	Docket Due Date(s): 11/22/2005				
Amendment:After_Final ( _26_pgs)	☐ Issue Fee Transmittal				
☐ Appeal Brief (pgs)	☐ Notice of Appeal				
Application:	Petition for:				
(pgs) w/cover & abstract)	☐ Request for Continued Examination (RCE)				
Assignment & Cover Sheet (pgs)	Reply Brief (pgs)				
☑ Certificate of Eacsimile	Request & Certification Under 35 USC 122(b)(2)(B)(i)				
Continued Prosecution Application (CPA)	☐ Request to Rescind Previous Nonpublication Request				
☐ Declaration & POA (pgs)	Response to Notice of Missing Parts & Formalities Letter				
☐ Drawings:sheets, figures	Response to Written Opinion (pgs)				
Extension of Time:	☐ Terminal Disclaimer				
Fee Transmittal (in duplicate)	☐ Transmittal of Publication Fee Due				
□ IDS & PTO/SB/08 ( pgs)	▼ Transmittal Letter				
Other	· .				
Company and recorded path in that a memory was recognized as were a representational control to the manifestation and the control to the cont	the control of the co				
	NG/TRANSMISSION (37 CFR 1.8A)				

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11/21/2005 Date

If you do not receive all the pages, or if there is any difficulty in receiving, please call: (714) 557-3800 and ask for Susan McFarlane.

TO:USPTO

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application No.	09/69	96,402		
			Filing Date	Octo	ber 24, 2000	
		) [	First Named Inventor	Kurt	Jonach	
		Art Unit	2173			
			Ī	Examiner Name	Nguy	en, Cao H.
Total Number of Pages	in This Submissi	on 14		Attorney Docket Number	r 8039	8P364
ENCLOSURES (check all that apply)						
Fee Transmittal Form		☐ Drawin	ng(8)	,		After Allowance Communication to Group
Fee Attached		Licensi	ing-re	elated Papers		Appeal Communication to Board of Appeals and Interferences
Amendment / Respon	<b>50</b>	Petition	1			Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
After Final Affidavits/decla	ration(s)	Petition Provision	n to C onal A	onvert a Application		Proprietary Information
'			of Att	torney, Revocation Correspondence Addres		Status Letter
Express Abandonmen	t Request	Termin	al Di	sclaimer		Other Enclosure(s) (ploaso identify below):
Information Disclosure	e Statement	Reques	et for	Refund		
PTO/SB/08		CD, Nu	ımber	of CD(s)		
Certified Copy of Prior Document(s)	ity					
Response to Missing Incomplete Application	Parts/	Remarks				
Basic Filing	Fee		<del></del>			
Declaration	•					
Response to Mi Parts under 37 1.52 or 1.53	issing CFR					
	SIGNATURI	OF APPLI	ÇAN	T, ATTORNEY, OR A	GENT	
Firm W	'illiam W. Sch	aal, Reg. N	To. 3	9,018		
or Individual name B	LAKELY/S	OKOLOFI	F, Ţ	AYLOR & ZAFN	IAN L	LP
Signature	//-/	4//				
Date N	ovember 21,	2005				
	CERTIFI	CATE OF M	IAILI	NG/TRANSMISSION		
I hereby certify that this corn Trademark Office.	espondence is be	eing transmitte	ed via	facsimile on the date st	own belo	ow to the United States Patent and
Typed or printed name	Susan McFa	rlane				
Signature	Sus	we M	ولوي	ane	Date	November 21, 2005

# REGEIVED CENTRAL FAX GENTER

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FEE TRANSMITTAL		Complete if		
for FY 2005	Application Number	09/696,4		<del></del>
	Filing Date		24, 2000	
Palent fees are subject to annual revision.	First Named Inventor  Examiner Name	Kurt Jon		
Applicant claims small entity status. See 37 CFR 1.27.		Nguyen,	Cao H.	
TOTAL AMOUNT OF PAYMENT (\$) 0.00	Art Unit Attorney Docket No.	2173	C.A.	
	Alloney Locker No.	80398P3	34	
METHOD OF PAYMENT (check all that apply)				·
☐ Check ☐ Credit card ☐ Money Order ☐ None ☐ C	Other (please identify):			
Deposit Account Deposit Account Number: 02-2666 D	cposit Account Name:	Blakely, Sc	koloff, Tay	lor & Zafman LLP
For the above-identified deposit account, the Director is h	ereby authorized to: (c	heck all that	apply)	
Charge fee(s) indicated below	Charge fee(s)	indicated be	low, except	for the filing fcc
Charge any additional fee(s) or underpayment of fee(	(s) 🔲 Credit any ove	erpayments		
under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.	•	. ,		
FEE CALCULATION				
1. EXTRA CLAIM FEES				
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2. ADDITIONAL FEES				
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1052 50 2052 25 Suntharge - late provisional filing fee or cover sheet	L			
2053 130 2053 130 Non-English specification 1251 120 2251 60 Extension for reply within first month		<b>—</b>		
1252 450 2252 225 Extension for reply within second month				
1263 1,020 2263 510 Extension for reply within third month 1264 1,690 2264 795 Extension for reply within fourth month		<del></del>		
1255 2,160 2265 1,080 Extension for reply within fifth month				
1401 500 2401 250 Notice of Appeal 1402 500 2402 250 Filing a brief in support of en appeal				
1403 1,000 2403 500 Request for oral hearing				
1451 1.510 2461 1,510 Petition to institute a public use proceeding 1460 130 2460 130 Petitions to the Commissioner				
1807 50 1807 50 Processing fee under 37 CFR 1.47(q)				
1806 180 1806 180 Submission of Information Disclosure Stint 1809 790 1809 395 Filing a submission after final rejection (37 CFR § 1	129(a))			
1810 790 2810 385 For each additional invention to be examined (37 CF				
Other (ce (specify)				
SUBTOTAL (2)		(6)		
SUBMITTED BY			Comp	elete (il applicable)
	Registration No. (Attorney/Agent) 39,	018	Telephone	(714) 557-3800
Signature			Date	11/21/05

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FEE TRANSMITTAL	Application Number			
for FY 2005	Filing Date	October 2		-
Patent fees are subject to annual revision.	First Named Invento			
	Examiner Name	Nguyen,	44. 11 to describe a second	·
Applicant claims small entity status. See 37 CFR 1.27.	Art Unit	2173	C40 11.	
TOTAL AMOUNT OF PAYMENT (\$) 0.00			4	•
METHOD OF PAYMENT (check all that apply)				
Check Credit card Money Order None	Other (please identi	fv):		
Deposit Account Deposit Account Number: 02-2666	Deposit Account Na	•	koloff, Tayl	lor & Zafman LLP
For the above-identified deposit account, the Director is	is hereby authorized to	: (check all that	apply)	
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Charge any additional fee(s) or underpayment of f	iee(s)	y overpayments		
under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.				
EE CALCULATION				
1. EXTRA CLAIM FEES				
Ctains below Fee Paid	_			
Total Claima 44 . 57* . 0 x 50.00 = \$0.00	]			
Independent 7 10" = 0 x 200.00 = \$0.00	1			
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1203 380 2203 180 Multiple Dependent claim, if not paid 1204 300 2204 150 "Relssus Independent claims over original patent		umber previously paid, if g	mostor For Poiss	une enn hahru
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2. ADDITIONAL FEES				
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1052 50 2052 25 Surcharge - late provisional filing fee or cover st	≄neet .			
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1252 460 2262 225 Extension for reply within second month				
1253 1,020 2263 510 Extension for reply within third month				
1254 1,690 2264 795 Extension for reply within fourth month 1255 2,160 2265 1,080 Extension for reply within fifth month		<u> </u>		
1401 500 2401 250 Notice of Appeal				
1402 600 2402 250 Filing a brief in support of an appeal				
1403 1,000 2403 500 Request for oral hoaring 1461 1,610 2461 1,510 Potition to institute a public use proceeding				
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1807 50 1807 50 Processing fee under 37 CFR 1.17(q)				
1808 180 1806 180 Submission of Information Disclosure Stmt 1809 780 1809 395 Filing a submission after final rejection (37 CFR	₹ § 1.129(a))			
1810 790 2810 395 For each edditional invention to be examined (3			··· -	
Other fee (specify)				
SUBTOTAL (2)		(\$)		
SUBMITTED BY			Comp	lete (if applicable)
Vame (Prantype) William W Schard	Registration No. (Attorney/Agent)	39,018	Telephone	(714) 557-3800
Signature Wild Will			Date	11/21/05

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Appl. No. 09/696,402 Amdt. Dated 11/21/2005 Reply to Final Office Action of 09/22/2005 RECEIVED CENTRAL FAX CENTER

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RESPONSE UNDER 37 C.F.R. 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2173

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application. No. :

09/696,402

Confirmation No. 3658

Applicant

Kurt Jonach 10/24/2000

Filed TC/A.U.

10/24/200 2173

Examiner

Cao H. Nguyen

Docket No.

80398.P364

Customer No.

8791

BOX AF Commissioner for Patents PO Box 1450 Alexandria VA 22313-1450

#### AMENDMENT AND RESPONSE UNDER 37 CFR §1.116

Sir:

In response to the Office action of September 22, 2005, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 10 of this paper.